

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5239

Chapter 278, Laws of 2011

62nd Legislature
2011 Regular Session

FEDERAL FOREST REVENUE--ALLOCATION TO PUBLIC SCHOOLS

EFFECTIVE DATE: 07/22/11 - Except section 1, which becomes effective 09/01/11.

Passed by the Senate April 15, 2011
YEAS 48 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House April 4, 2011
YEAS 94 NAYS 0

FRANK CHOPP

Speaker of the House of Representatives

Approved May 5, 2011, 10:55 a.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5239** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

May 6, 2011

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5239

AS AMENDED BY THE HOUSE

Passed Legislature - 2011 Regular Session

State of Washington 62nd Legislature 2011 Regular Session

By Senate Early Learning & K-12 Education (originally sponsored by Senators Honeyford, Morton, Swecker, and Becker; by request of Superintendent of Public Instruction)

READ FIRST TIME 02/03/11.

1 AN ACT Relating to the allocation method used for the distribution
2 of federal forest revenue to public schools; amending RCW 28A.520.020;
3 creating a new section; and providing an effective date.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 28A.520.020 and 1991 sp.s. c 13 s 113 are each amended
6 to read as follows:

7 (1) There shall be a fund known as the federal forest revolving
8 account. The state treasurer, who shall be custodian of the revolving
9 account, shall deposit into the revolving account the funds for each
10 county received by the state in accordance with Title 16, section 500,
11 United States Code. The state treasurer shall distribute these moneys
12 to the counties according to the determined proportional area. The
13 county legislative authority shall expend fifty percent of the money
14 for the benefit of the public roads and other public purposes as
15 authorized by federal statute or public schools of such county and not
16 otherwise. Disbursements by the counties of the remaining fifty
17 percent of the money shall be as authorized by the superintendent of
18 public instruction, or the superintendent's designee, and shall occur
19 in the manner provided in subsection (2) of this section.

1 (2) No later than thirty days following receipt of the funds from
2 the federal government, the superintendent of public instruction shall
3 apportion moneys distributed to counties for schools to public school
4 districts in the respective counties in proportion to the number of
5 resident full-time equivalent students enrolled in each public school
6 district to the number of resident full-time equivalent students
7 enrolled in public schools in the county. In apportioning these funds,
8 the superintendent of public instruction shall utilize the October
9 enrollment count.

10 (3) If the amount received by any public school district pursuant
11 to subsection (2) of this section is less than the basic education
12 allocation to which the district would otherwise be entitled, the
13 superintendent of public instruction shall apportion to the district,
14 in the manner provided by RCW 28A.510.250, an amount which shall be the
15 difference between the amount received pursuant to subsection (2) of
16 this section and the basic education allocation to which the district
17 would otherwise be entitled.

18 (4) All federal forest funds shall be expended in accordance with
19 the requirements of Title 16, section 500, United States Code, as now
20 existing or hereafter amended.

21 (5) The definition of resident student for purposes of this section
22 shall be based on rules adopted by the superintendent of public
23 instruction, which shall consider and address the impact of alternative
24 learning experience students on federal forest funds distribution.

25 NEW SECTION. Sec. 2. The superintendent of public instruction
26 shall adopt rules to implement section 1 of this act that take effect
27 September 1, 2011.

28 NEW SECTION. Sec. 3. Section 1 of this act takes effect September
29 1, 2011.

Passed by the Senate April 15, 2011.

Passed by the House April 4, 2011.

Approved by the Governor May 5, 2011.

Filed in Office of Secretary of State May 6, 2011.